

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

COMPANY APPLICATION NO.739 OF 2006 IN C.P.NO.936 OF 1997

Transpower Corporation(PSMK). ..Applicant.

Vs.

The Official Liquidator of
M/s. Avon Engg. Ltd. (In Liquidation).

..Respondent.

Mr. C.N. Mehta for the Applicant.
Ms.K.V. Gautam, Dy.O.L. present.

**CORAM : R.S. MOHITE, J.
DATED : 24/8/2006.**

P.C.

1. This is an application for directions to the Official Liquidator to unseal 2 cabins of the applicant situate in Office No.4, Latif Villa, 129-A, Dadasaheb Phalke, Road, Dadar(E). Mumbai each admeasuring about 100 sq.ft. and to hand over the possession of the two cabins to the applicant. It appears that the cabins are tenanted premises of the present applicant and the contention is that they were given under leave and licence in the year 1991. The Official Liquidator states that the property of the company in liquidation is in the nature of furniture and fixtures and are required to be sold since they are assets of the company. I have perused the list of the said items which are specified in the minutes prepared by the Court

Receiver on 1.6.1999 while sealing the said premises. In my view, they are not of much value. The applicant makes an offer of Rs.20,000/- and he states that he will deposit the same within two weeks from today with the Official Liquidator. In the circumstances, subject to deposit of Rs.20,000/- with the Official Liquidator within two weeks from today, application is made absolute in terms of prayer clause (a). As far as records of the company is concerned, Official Liquidator will shift the record and the advocate for the applicant has no objection for shifting the records of the company which are lying in the said premises.

2. C.C. expedited.

(R. S. MOHITE, J.)